

## THE SAVE SOCIAL SECURITY ACT

**HON. JIM McCRERY**

OF LOUISIANA

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 2, 1998*

Mr. McCRERY. Mr. Speaker, I commend Chairman ARCHER on the inclusion in this bill of the provision to modify and extend the present law treatment of active financial services income under Subpart F of the Internal Revenue Code. The provision permits U.S.-based insurance companies, banks, finance companies, securities dealers, and other financial services firms—like other U.S. industries doing business abroad—to defer the U.S. tax on the earnings from the active operations of their foreign subsidiaries until such earnings are returned to the U.S. parent company. The provision is vital to the global competitiveness of the U.S. financial services industry.

In particular, I commend Chairman ARCHER and the staff for the resolution of the question relating to the interaction of this subpart F provision regarding active financial services income and the ability of the U.S. financial services industry to use so-called hybrid arrangements and other techniques to reduce their foreign taxes. In January of this year, the Treasury Department issued notice 98-11, attacking the use by U.S.-owned foreign companies of hybrid arrangements to reduce their foreign taxes. Chairman ARCHER, along with a bipartisan majority of the Ways and Means Committee, strongly opposed the Treasury Department's action on Notice 98-11. In response to the concerns raised by Congressman ARCHER, in June of this year, the Treasury Department issued Notice 98-35, withdrawing Notice 98-11. According to Notice 98-35, "the purpose of this action [was] to allow Congress an appropriate period to review the important policy issues raised . . . and if appropriate, address the issues by the legislation." Notice 98-35 further provides specific rules with respect to the use of hybrid arrangements during the interim. In Notice 98-35, the Treasury Department wisely anticipated and explicitly provided for the use of hybrid arrangements to reduce foreign taxes with respect to financial services income.

Concerns had been raised regarding whether the provision in this bill modifying and extending the subpart F treatment of active financial services income could be interpreted to limit in any way the ability to use hybrid arrangements to reduce foreign taxes. Of course, such a limit would be inconsistent with the position regarding active financial services income set forth by the Treasury Department in Notice 98-35. Moreover, such a limit would be inconsistent with the purpose of this provision, which is intended to improve the ability of the U.S. financial services industry to compete with its foreign counterparts. Because of the importance of this issue, I am very pleased that the provision modifying and extending subpart F treatment of active financial services income was carefully drafted so that nothing in the provision would authorize or allow this treatment to be denied because a hybrid arrangement, or any other technique available under foreign tax law, is used to reduce foreign tax.

TRIBUTE TO THE HONORABLE  
SIDNEY R. YATES

SPEECH OF

**HON. JOHN SHIMKUS**

OF ILLINOIS

IN THE HOUSE OF REPRESENTATIVES

*Thursday, October 1, 1998*

Mr. SHIMKUS. Mr. Speaker, I rise to pay my respects to my Illinois colleague, Congressman SIDNEY YATES, as he nears the end of this, his 24th and final term as a Member of this body.

Congressman YATES has been a true patriot in the very best sense of the word. He has been a stalwart advocate for issues near and dear to his heart and those of the people he has so ably represented over the years.

In 1996, Congressman YATES told the Chicago Sun-Times that, "my promise is to fight, and I did that."

Indeed he has done so. SIDNEY YATES has been a tremendous advocate for the arts, for our environment and for our nation. His work has made a difference for all of us but has a particular impact on our home state of Illinois.

Back home, SIDNEY YATES is regarded as a living standard of excellence in public service by which the rest of us only hope to be measured favorably.

Not long ago, Congressman YATES showed me a certificate from a congressional baseball game that game he had played in back in 1950. It amused me because I hadn't even been born when that game had been played. As a current participant in the game, I will play hard and play to win as SIDNEY did back in 1950.

It humbled me by the notion that I was standing next to a man who had played the game and played it well for so many years. SIDNEY YATES stands among us tonight as a reminder of the fact that age and experience can never be matched or duplicated, but can be a learning tool for those of us who attempt to follow it.

From your downstate admirers, let me say thank you to an illustrious career whose full measure has yet to be realized.

A SPECIAL TRIBUTE TO HULON B.  
"ROCKY" WHITTINGTON FOR HIS  
DEDICATION AND SERVICE TO  
THE UNITED STATES OF AMERICA**HON. PAUL E. GILLMOR**

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 2, 1998*

Mr. GILLMOR. Mr. Speaker, I rise today to pay a very special tribute to an outstanding individual from Ohio's Fifth Congressional District, the late Hulon B. "Rocky" Whittington.

Mr. Whittington, who hails from the small town of Oak Harbor, Ohio, in Ottawa County, lived a truly memorable life. During his life he was committed to the principles of duty, honor, country. Nowhere is this legacy more evident than in the fact that Mr. Whittington was a recipient of the Congressional Medal of Honor.

For his bravery and commitment, Mr. Whittington was presented with our nation's most prized and coveted military recognition. His heroism and patriotism are examples for

each of us to live by, and his efforts played a key role in securing the very freedom that we, as Americans enjoy each and every day of our lives.

The Congressional Medal of Honor's origin dates back to the Civil War, where it was signed into law by President Abraham Lincoln. The Medal of Honor is presented to those in combat having gone "above and beyond the call of duty."

In July of 1944, near Grimesnil, France, Sergeant Hulon B., Whittington, Second Armored Division, led a group of men into battle against an advancing German tank column. With their platoon leader missing in action and in the face of scores of enemy troops, Sergeant Whittington's expert leadership and bravery resulted in the destruction of more than 100 German vehicles. During the battle, countless numbers of German soldiers were killed or taken prisoner during a bayonet charge that he inspired.

Mr. Speaker, On Saturday, October 3, 1998, Sergeant Whittington will be recognized by members of the Oak Harbor Masonic Lodge for his dedication and commitment to service. He was an outstanding community member and a caring and devoted Mason. His efforts have been and will continue to be sorely missed.

Mr. Speaker, although Sergeant Whittington passed away several years ago, his deeds on the battlefields of World War II and in the Oak Harbor community will not soon be forgotten. I would urge my colleagues to stand and join me in paying special tribute to a true American hero, Sergeant Hulon B. "Rocky" Whittington.

## THE PASSING OF MEG DONOVAN

**HON. LEE H. HAMILTON**

OF INDIANA

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 2, 1998*

Mr. HAMILTON. Mr. Speaker, I would like to bring to the attention of my colleagues the tragic death yesterday of Meg Donovan, a former member of the staff of the Committee on Foreign Affairs, now the Committee on International Relations, and most recently a Deputy Assistant Secretary of State for Legislative Affairs.

Meg worked for our committee for eight years. During that time, and in her previous work for the National Conference on Soviet Jewry and the Commission on Cooperation and Security in Europe, she was a tireless advocate of human rights. At a time when it was not always fashionable, she worked to ensure that every piece of legislation which this committee considered took into account the human rights record of the governments involved. Many staffers, and Members, learned—sometimes the hard way—that whatever their own agenda might be, their legislation would be "scrubbed" by Meg for its human rights implications before it left this committee. In short, Meg put the human rights issue on the Congressional map.

Some Members would be more familiar with Meg in her more recent work, as an indispensable aide to first Secretary of State Christopher and then Secretary of State Albright. Both Secretaries relied heavily on Meg in their relations with Capitol Hill, and to help run the State Department.

While her professional accomplishments were extraordinary, I think what most of us will remember about Meg is her always cheerful smile, her infectious laughter, her enthusiasm for life, and her endless energy. Meg was one of those rare people who brought warmth, laughter and joy to so many lives.

I know all of our hearts go out to Meg's husband, her three children, and to all her family.

#### IN SUPPORT OF INCREASED FUNDING FOR THE OLDER AMERICANS ACT

### HON. MARION BERRY

OF ARKANSAS

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 2, 1998*

Mr. BERRY. Mr. Speaker, I rise today in support of programs funded through the Older Americans Act including congregate meals, home delivered meals and supportive services. These programs are of vital importance to the First Congressional District of Arkansas.

In the ten county area of North Central Arkansas over 100 persons are on the Home Delivered Meal waiting list due to a lack of federal funding. Furthermore, because of a lack of funds, two County Aging Programs consisting of 15 Senior Centers now operate only four days per week.

The Older Americans Act has not received substantial increases in almost a decade—local Senior Centers now have to do fund-raising to provide at least 30 percent of their budgets. Local communities, particularly those in rural areas, can only generate a small portion of the funding needed.

With the expected rise in the older population, the demand for services is expected to double over the next 15 years. An increase in federal funding is urgently needed.

I urge my colleagues to support an 8 percent increase to support the reauthorization of the Older Americans Act contained in H.R. 4344.

#### OLDEST YEAR-ROUND SCHOOL CELEBRATES 30TH ANNIVERSARY

### HON. FORTNEY PETE STARK

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 2, 1998*

Mr. STARK. Mr. Speaker, I rise today to pay tribute to the Park Elementary School in Hayward, California, the oldest year-round school in the nation. Over three decades ago, two elementary school principals, Mr. Barney Moura and Dr. Dan Foster, proposed the idea of an all year-round school schedule. In 1968, Park adopted the first single-trick, 200-day school calendar under provisions of a special seven year pilot program approved by the California State Legislature.

Now celebrating its 30th anniversary as a year-round school, Park Elementary has provided a wealth of research and experience to corroborate the original goals of the program. Currently, almost 2 million students in 41 states attend year-round schools and I am proud that Park Elementary has led the way.

Park Elementary not only deserves recognition as the original pioneer for year-round

school, but it should also be acknowledged as the working model for success. Recent studies have demonstrated that student achievement is significantly higher at schools with a single track schedule than their nine-month counterparts.

On November 6, Principal Jeanne Duarte-Armas will join with students and faculty, along with representatives from the Hayward Unified School District, to celebrate Park School's 30th anniversary with an afternoon picnic. I extend my hearty congratulations on their accomplishments and offer my best wishes for continued success. Mr. Speaker, I ask my colleagues to join in honoring those who have helped Park Elementary School reach its 30th year of achievement and excellence.

IN HONOR OF RUSSELL L. HANLIN

### HON. ELTON GALLEGLY

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 2, 1998*

Mr. GALLEGLY. Mr. Speaker, I rise to pay tribute to Russell L. Hanlin, a man who has had an enormous impact on America's agricultural industry during his illustrious 48-year career. Not only has he been the consummate businessman, but he has served three presidents—and his countrymen—as well.

Mr. Hanlin is retiring soon as President and Chief Executive Officer of Sunkist Growers, Inc., an agricultural marketing cooperative representing more than 6,500 citrus growers in California and Arizona, many of which operate in my home, Ventura County. Mr. Hanlin is the epitome of the American dream, and proof that hard work and perseverance in this great land will carry anyone to the pinnacle they seek. He started with Sunkist as a clerk in 1951. Over the years, he served in several capacities before earning an appointment as a corporate officer. After serving six years as Vice President of the Producers Group, he was elected President and CEO in 1978.

President Bush appointed Mr. Hanlin to the President's Commission on Executive Exchange. Presidents Carter and Reagan both appointed him to the President's Advisory Committee for Trade Negotiations, an appointment he held from 1978 to 1984. President Reagan also appointed Mr. Hanlin to the President's Export Council, a post he held for five years.

In 1990, Mr. Hanlin was inducted into the World Trade Hall of Fame.

Mr. Hanlin is past Chairman of the National Council of Farmer Cooperatives. He is a member of the Agricultural Task Force on Japan-U.S. Economic Relations, a member of the U.S./Hong Kong Economic Cooperation Committee, a member of the Board of Directors of the California Chamber of Commerce, and Chairman of the Chamber's Agricultural Committee. He is a member of the Board of Trustees of Woodbury University, Chairman of the United Fresh Fruit and Vegetable Association, and Chairman of the Japan America Society of Southern California. In 1996, he was Chairman of World Trade Week.

Mr. Hanlin has won several awards, ranging from the Good Scout Award from the Western Los Angeles County Council, Boy Scouts of America; to the Maple Leaf Award from the Canada-California Chamber of Commerce,

which he earned for promoting understanding between the United States and Canada.

Mr. Hanlin and his wife, Norma, live in Pasadena, California. They have been blessed with three children.

Mr. Speaker, I know my colleagues will join me in thanking Mr. Hanlin for his many years of promoting and nurturing America's agricultural industry and wish him well in any future endeavors.

#### A TRIBUTE TO WALDO PROFITT

### HON. DAN MILLER

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 2, 1998*

Mr. MILLER of Florida. Mr. Speaker, for 37 years, the people of Sarasota, Florida have been lucky to have Waldo Profitt Jr. as Editorial Page Editor of the Sarasota Herald-Tribune. Waldo provided great journalism with unquestioned integrity and commitment to community service.

Waldo Profitt recently retired from the Herald-Tribune. His reporting and commentary on the social, fiscal, political and public environment of Sarasota County during its fast-paced growth years are a tribute to the finest qualities of a first-class journalist. Waldo was on the front lines on many issues and he never failed to thoroughly investigate, and then critically comment, on what this meant in the big picture.

Long before the mainstream environmental movement, Waldo Profitt educated his readers that environmental protection, resource conservation and local responsibility for community resources were crucial to the preservation of Florida's quality of life and to the State's long-term economic viability and vitality. He emphasized that environmental protection was not about hugging trees, but enhancing and protecting our future.

Anyone in public life would appreciate Waldo's approach to his craft, which rejected attack journalism and recognized that "today's opponent may be tomorrow's ally." His colleagues pay him a high compliment when they say that he taught them that successful journalists need not be mean or unpatriotic. Even those who disagreed with him philosophically, will honestly say, that Waldo "wrote with integrity" and that he was "incisive, fair and balanced."

One of my proudest moments in Congress was when Waldo wrote, "I've been underestimating Dan Miller." Let me tell you, NO ONE has ever underestimated Waldo's ability to quickly humble any public servant in Southwest, Florida. So, his words meant a great deal to me.

For Waldo Profitt, Jr., professional integrity and decency were watchwords. It is a fitting time for us to recognize those qualities in his career and to salute a gentleman who served his country in the U.S. Army Air Corps during World War II. But I want to especially honor Waldo for always taking the courageous path of the highest standards in his chosen field—journalism. My hat goes off to him.